



September 29, 2009

CERTIFIED MAIL

ALF Equinox Todd Creek Village North LLC
10450 E. 159th Ct.
Brighton, CO 80602

Re: Notice of Intent to Conduct Surface Operations
PLEASE SEE ATTACHED
Township 01N, Range 67W, Section 35
Weld County, Colorado

Gentlemen:

The Colorado Oil and Gas Conservation Commission ("COGCC") has adopted guidelines and procedures regarding oil and gas activities affecting the surface. These rules stipulate that an affected surface owner must be given advance notice in writing by an operator at least thirty (30) days prior to drilling an oil and gas well.

Kerr-McGee Oil and Gas OnShore LP ("KMG") intends to begin operations to drill the above captioned oil and gas well(s) upon approval of title, receipt of permits from the COGCC prior to August 31, 2010. As the surface owner, it is your responsibility to notify the tenant farmer, if applicable, of this proposed operation.

A site diagram of the proposed location of the well and any associated roads and production facilities is enclosed. Should you have any questions and/or concerns, please contact me at (303) 655-4350 or my cell at (970) 590-6249.

Very truly yours,
KERR-McGEE OIL AND GAS ONSHORE LP

A handwritten signature in dark ink that reads 'David Bell'.

David Bell
Landman

I/we waive the 30 day notice referenced above and approve of the operations commencing upon KMG's receipt of the drilling permit.

:cl
Enclosures

DRY CREEK 14-35 NW/SW

DRY CREEK 23-35 NW/SW

DRY CREEK 3-35 SW/NW

DRY CREEK 22-35 SE/NW

DRY CREEK 13-35 NW/SW

DRY CREEK 35-35 NW/SW

DRY CREEK 5-35 SE/NW

DRY CREEK 39-35 SE/NW

DRY CREEK 11-35 NW/SW

DRY CREEK 4-35 SE/4NW

DRY CREEK 21-35 SE/NW